#### INTRODUCTION

The records of the Attorney General's Office have been received by the State Department of Archives and History in various and separate groups, and at different intervals, over a number of years.

The material has been arranged chronologically by year within sub-groups. Usually the arrangement within a year is not ideal but in the same order as received.

The first 135 items were re-boxed and labelled in

December, 1958, by Mr. John L. Long, Archivist I. The new

attached list and labels were typed by Mrs. Rachel R.

Robinson, Archivist I, and Mr. Ronald Pritchett, Archivist I.

The remaining containers were re-numbered, but their contents

remained the same. Subsequent accessions may be added without

disturbing the records already in custody in 1958.

#### I. Letterbooks, 1869-1903

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	1	1869-1889
	2	1877
	3	1886-1890
	4	1891-1893
	5	1893-1897, 1900
*	5.1	1897-1900
*	5.2	1897-1900, 1899-1902 (some inserted at front) (volume labeled "Opinions")
	6	1902-1903

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10	1903-1904 (cont.)
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17	1918, A-G
18	1918, H-N
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25	1920, O-Z
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34	1923, D-J
35	1923, K-P (cont.)
36	1923, P-Z

<sup>\*</sup> These two "estrayed" volumes received from UNC-CH's Law Library (via Southern Historical Collection) on October 9, 1997.

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63 64 65 67	1930, 1930, 1930, 1931,	I-M N-S T-Z A-B C-F			
68 69 70	1931, 1931, 1931,	J-Mc M-O P-S			
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121	(The Fisheries Product Company , 1918-1929)
122	Individual Cases, 1895-1914
123	Individual Cases, 1915-1919 (Cont'd)
124	Individual Cases, 1919-1920
125	Individual Cases, 1921 (Cont'd)
126	Individual Cases, 1921-1922 (Cont'd)
127	Individual Cases, 1922-1929
128	Individual Cases, 1932 (Corrupt Practices Act - County Files)
129	Individual Cases, 1936-1940 (United States of America - Condemnation Proceedings- Several Counties, 1936-1940)
	IV Requests for Parole, 1917-1932
130	Requests for Parole, 1917-1932 (Not alphabetized)

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		V. Foreign Corporations Correspondence, 1926-1933
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	148 149 150	Correspondence, 1941 A-G H-P Q-Z
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159 ·····	Miscellaneous Opinions, 1942 A-K L-Z
161	Official Opinions, 1943 Adjutant General - Retirement System Revenue Department - War Manpower Commission
166	Miscellaneous Opinions, 1943 A-G H-M N-Z Official Opinions, 1944 Adjutant General - Rural Electrification Authority Secretary of State - War Manpower Commission
168 169 170	Miscellaneous Opinions, 1944 A-G H-Ø P-Z
171 172	General Correspondence, 1945 Codification, Supreme Court Clerk, and A-J K-Z
173 ·····	Official Opinions, 1945 Adjutant General - Rural Electrification Authority Secretary of State - War Manpower Commission
175 176	Miscellaneous Opinions, 1945 A-H I-R S-Z

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191 192 193	Miscellaneous Opinions, 1947 A-D E-L M-R S-Z
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## DEPARTMENT OF JUSTICE Office of the Attorney General

# OPINIONS AND NON-OPINIONS, 1949 - 1952. MISCELLANEOUS OPINIONS, 1949-1952. (FOR THOSE CONTROL of state government)

Accession information: Transferred from the State Records Center

March 5, 1973; accessioned on March 26, 1973.

Schedule reference: Page 1, items 3 & 4.

Arrangement: Alphabetical by subject and alphabetical by addressee.

Finding Aid prepared by: C. Edward Morris.

Date: August 25, 1976.

The Opinion papers of the Attorney General's Office are the official interpretation of legal matters and are legally binding judgements. The Non-Opinion papers are unofficial opinions, ideas on subjects, or referrals of questions to other agencies or persons. Non-Opinions, unlike Opinions, are not legally binding.

OPINIONS AND NON-OPINIONS FOR STATE AGENCIES, INSTITUTIONS, AND OFFICIALS, 1949.

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Archives and History

Assessment, State Board of

Auditor's Office

Banking Department

Barber Examiners

Blind Commission

Budget Bureau

Buildings and Grounds

Burial Association Commission

Commercial Fisheries

Conservation and Development

Correction and Training

Cosmetic Arts

Education, State Board of

Elections, State Board of

Employment Security Commission

Eugenics Board

Governor's Office

Greater University

North Carolina State College University of North Carolina

Woman's College

#### OPINIONS AND NON-OPINIONS FOR STATE AGENCIES, INSTITUTIONS, AND OFFICIALS, 1949 (Cont'd)

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Insurance Department

Investigation, State Bureau of

Labor Department

Library Commission

Licensing Board for Contractors

Local Government Commission

Medical Care Commission

Medical Examiners

Merit System Council

Motor Vehicles

North Carolina College at Durham

Paroles Commission

Personnel Director

Purchase and Contract

Plumbing and Heating Contractors, Board of Examiners

Recreation Commission

Retirement System

OPINIONS AND NON-OPINIONS (Cont'd)

Revenue Department

Franchise Tax

Gasoline Tax

General Matters

Income Tax

Inheritance Tax

Intangible Tax

Sales and Use Tax

Schedule "B" License or Privilege Tax

State Hospitals

Blind, Deaf, T.B., Mentally Ill, Correctional

Secretary of State

State Probation Commission

Superintendent of Public Instruction

Teachers Colleges

Appalachian State, East Carolina, Western

Carolina, Elizabeth City, Fayetteville

Treasurer

Utilities Commission

Veteran's Commission

Welfare, State Board of

Wildlife Resources Commission

World War Veterans Loan Fund

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218 (cont'd)	OPINIONS AND NON-OPINIONS (Cont'd) Highway and Public Works Commission Executive Office State Prisons Hospital Board of Control Industrial Commission Insurance Department Investigation, State Bureau of Labor Department Library Commission Local Government Commission
219	OPINIONS AND NON-OPINIONS (Cont'd)  Medical Care Commission Medical Examiners Merit System Motor Vehicles North Carolina College at Durham Parole Commission Personnel Department Plumbers and Heating Contractors, Board of Ports Authority Purchase and Contract Division Recreation Commission Retirement System Revenue Department Franchise Tax Gasoline Tax General Matters Income Tax Inheritance Tax Intangible Tax Sales and Use Tax Schedule "B" Privilege or License Tax
220	OPINIONS AND NON-OPINIONS (Cont'd) Secretary of State State Hospitals Blind, Deaf, T.B., Mentally Ill, Correctional State Probation Commission

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## OPINIONS AND NON-OPINIONS FOR STATE AGENCIES, INSTITUTIONS, AND OFFICIALS, 1950 (Cont'd).

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	State Hospitals Blind, Deaf, T.B., Mentally Ill, Correctional Tax Research, Department of Teachers Colleges East Carolina, Western Carolina, Elizabeth City, Fayetteville, Winston-Salem, Pembroke
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Architectural Examination and Registration Board

Archives and History

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Auditor's Office

Banking Department

Bar, N. C. State

Barber Examiners, Board of

Blind, Commission For

Budget Bureau

Building and Grounds, Board of

Burial Association Commission

Conservation and Development

Commercial Fisheries

Correction and Training

Cosmetic Art, Board of

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Electrical Contractors, Board of Examiners

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OPINIONS AND NON-OPINIONS (Cont'd)

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University of North Carolina

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Highway and Public Works Commission

Executive Office

State Prisons

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Ports Authority

Purchase and Contract, Division of

Recreation Commission

Retirement System

Revenue Department

Franchise Tax

Gasoline Tax

General Matters

Income Tax

Inheritance Tax

Intangibles Tax

Sales and Use Tax

Schedule "B" Privilege or License Tax

Rural Electrification Authority

Secretary of State

State Hospitals

Blind, Deaf, T.B., Mentally Ill, Correctional

State Probation Commission

Superintendent of Public Instruction

Teachers Colleges

Appalachian, East Carolina, Western

Carolina, Elizabeth City, Fayetteville,

Winston-Salem

Tax Research Department

Textbook and Rental Commission

Treasurer

Utilities Commission

Veteran's Commission

Welfare, Board of Public

Wildlife Resources Commission

# DEPARTMENT OF JUSTICE Office of the Attorney General

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### MISCELLANEOUS

#### OPINIONS, 1952

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#### NEW RIVER CASE, 1966-1977

Accession Information: Accessioned December 29, 1977.

Schedule Reference: Page 2, item 7. (RS No. 2349)

Arrangement: Topical and Chronological

Finding Aid Prepared By: Christopher Allen, John Lee Bumgarner (students in Archives class, NCSU)

Date: May 1, 1979 (Note: two finding aids consolidated as one, retyped, February 12, 1992)

In 1965, the Appalachian Power Company proposed to construct a hydroelectric dam on the New River. This dam would have flooded portions of western North Carolina and Virginia. Private, farm, and and environmental groups, as well as several city, county, and state governments organized an effort to stop its construction.

This case file includes correspondence, testimony and exhibits prepared for hearings held before the Federal Power Commission, and briefs, motions, judgments, and responses from the proceedings of the US District Court, US Court of Appeals, and the US Supreme Court.

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242	GENERAL CORRESPONDENCE, MARCH 1970-MARCH 1972
243	GENERAL CORRESPONDENCE, JANUARY 1974JANUARY 1977
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#### NEW RIVER CASE, 1966-1977 (cont.)

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246	TESTIMONY AND EXHIBITS BEFORE THE FEDERAL POWER COMMISSION, OCTOBER 1966—FEBRUARY 1969 Testimony: Richard A. Vandehoof, 24 Oct. 1966 Edgar N. Henry, 31 July 1967 Testimony and Exhibits, 9 Feb. 1969 Official Stenographer's Report (Vol. 25): Testimony and Exhibits, 11 Feb. 1969 Official Stenographer's Report (Vol. 26): Testimony and Exhibits, 12 Feb. 1969 (cont. in next box)
247	TESTIMONY AND EXHIBITS BEFORE THE FEDERAL POWER COMMISSION, FEBRUARY 1969—OCTOBER 1970 Official Stenographer's Report (Vol. 26): Testimony and Exhibits, 12 Feb. 1969 (cont. from last box) Depositions: Maurice D. Roush, Paul J. Johnson, 16 June 1970 Depositions: Gerald Taylor, Ralph A. Schmidt, 17 June 1970 Depositions: Richard Griffin, Gregory S. Vassel, Gerald Taylor, 18 June 1970 Statement, Sidney B. Gambill, 21 July 1970 Depositions: Vinton M. Bacon, Philip Hammer, David Woodbridge, 20 Aug. 1970 Deposition, Howard Maxwell Galloway, 21 Oct. 1970 Deposition, Arnout C. Hyde, 22 Oct. 1970
248	TESTIMONY AND EXHIBITS BEFORE THE FEDERAL POWER COMMISSION, OCTOBER 1970—DECEMBER 1970  Depositions: Ernest C. Ladd, 23 Oct. 1970  F. Douglas Bess, 27 Oct. 1970  Lawrence L. Kelly, 27 Oct. 1970  Robert S. Sinokat, 29 Oct. 1970  Edgar N. Henry, 2 Sept. 1970  John Ailes, 1 Sept. 1970  Maurice D. Roush, 9 Nov. 1970  J. Charles Forman, 12 Nov. 1970

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249	TESTIMONY AND EXHIBITS BEFORE THE FEDERAL POWER COMMISSION, DECEMBER 1970—JUNE 1974 Official Stenographer's Report (Vol. 44): Testimony and Exhibits, 10 Dec. 1970 Official Stenographer's Report (Vol. 50): Testimony and Exhibits, 24 July 1973 Official Stenographer's Report (Vol. 51): Testimony and Exhibits, 25 July 1973 Testimony, North Carolina Representative E. Lawrence Davis, 3 June 1974
250	APPALACHIAN POWER COMPANY, ANSWERING AND REPLY BRIEFS, AND BRIEFS ON EXCEPTIONS, MAY 1969—FEBRUARY 1970 Reply Brief of Secretary of Interior to Brief of Attorney General of West Virginia Brief of Appalachian Power Company Opposing Exceptions Federal Power Commission Staff Briefs on Exceptions Brief on Exceptions on Behalf of Commonwealth of Virginia Brief on Exceptions of Appalachian Power Company on Application for License State of North Carolina Brief on Exceptions, Statement of Case Answering and Reply Brief on Behalf of Commonwealth of Virginia Federal Power Commission Staff Reply Brief Reply Brief of Danville, Virginia Answering Brief of Appalachian Power Company on Application for License Motion by Commission Staff to Adduce Further Evidence Federal Power Commission Staff Reply Brief Answering Brief of Secretary of Interior Initial Brief on Behalf of All Cooperative Intervenors Brief on Behalf of Commonwealth of Virginia Appalachian Power Company, James A. Ballou Property Federal Power Commission, Order No. 313, Issuing

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252	PROCEEDINGS OF THE FEDERAL POWER COMMISSION, APRIL 1971— SEPTEMBER 1971 Brief and Environmental Statement of the Commission, 21 April 1971 Briefs, Petitions, Answers, 29 April 1971—30 Sept. 1971
253	PROCEEDINGS OF THE FEDERAL POWER COMMISSION, SEPTEMBER 1973MAY 1976  Briefs, 7 Sept. 197315 Oct. 1973  Motions, Responses, 23 Jan. 1974  Brief, 22 Feb. 1974  Response, 14 June 1974  Petitions, 12 July 197411 Sept. 1974  Petitions, Notices, Orders, 20 Dec. 197430 Jan. 1975  Responses, 30 April 197617 May 1976
254	PROCEEDINGS OF THE US COURT OF APPEALS, US DISTRICT COURT, US SUPREME COURT, SEPTEMBER 1974—MAY 1975  US Court of Appeals: Motion, Sept. 1974  Reply Brief, 1974 Term  Motion, Citations, Oct.—Nov. 1974  US District Court: Motions, Dec. 1974  US Court of Appeals: Motions, Memoranda, Dec. 1974  US District Court: Motion, Brief, Dec. 1974  Supplemental Brief, Replies, Jan. 1975  Brief, Jan. 1975  US Court of Appeals: Motion, Request, Feb. 1975  Motions, Feb. 1975  Notice, Brief, Motion, April 1975  US District Court: Memoranda, Opinion, May 1975  Judgment, Brief, May 1975  US Court of Appeals: Order, Response, May 1975

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#### Box No. Contents 255 PROCEEDINGS OF THE US COURT OF APPEALS, US DISTRICT COURT, US SUPREME COURT, JULY 1975-DECEMBER 1976 US District Court: Docket Sheet, July 1975 US Court of Appeals: Motions, Responses, Aug. 1975 Application, Response, Answer, Sept.-Nov. 1975 US Supreme Court: Writ of Certiorari, Oct. Term 1975 US Court of Appeals: Motions, Briefs, July 1976 Appendix, 1976 Term Orders, Sept. Term 1976 US Supreme Court: Memorandum to Federal Power Commission, Oct. Term 1976 US Court of Appeals: Response, Dec. 1976 256 MISCELLANEOUS Appraisal of Archaeological Resources, Blue Ridge Project Material on Environmental Protection Agency Study and Related Matters Draft, Environmental Statement, Jan. 1973 Final Environmental Impact Statement Materials Relating to Rate Structure Reform Opinion and Order of Federal Power Commission Granting a License for the Modified Blue Ridge Project Appeal of the Federal Power Commission Opinion and Order Granting a License Transcripts of Federal Power Commission Proceedings 257 MISCELLANEOUS Newspaper Clippings, Winston-Salem Journal, Galax Gazette Copied Material Relating to Danville, VA Bond Referendum Continuation of Deposition, B. G. Adkins, June 1969 Draft, Environmental Statement for South Fork New River Final Environmental Statement for Proposed South Fork New River National Wild and Scenic River Map of Proposed Blue Ridge Project Sketch Development Plan, Ashe and Alleghany counties Brief, Attorney General in State of North Carolina vs. Federal Power Commission Chronology of Record and Other Pertinent Proceedings (undated) Published Item, Relating to the Position of Appalachian Power Company (undated)

Certificate of Record, State of North Carolina vs.

Sprage Electrical Plant, Ashe County, Economic and

Federal Power Commission

Social Impact

#### OPINIONS AND NON-OPINIONS, 1938 - 1959.

Accession information: June 22, 1977.
Schedule reference: Page 1, item 1. (Page 52, item 5 formerly Page 1, item)
Arrangement: Chronological.

Finding Aid prepared by: R. G. Vestal.

Date: October 13, 1981.

#### OPINIONS FOR REVENUE DIVISION, 1938 - 1959.

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#### MISCELLANEOUS OPINIONS, 1953-1969

Accession information: Transferred from the State Records Center on

the following dates: September 3, 1976;

February 12, 1979; May 15, 1979; January 26, 1990;

and February 19, 1993.

Schedule Reference: R.S. No. 2356

Arrangement: Chronological, then alphabetical by name.

Finding Aid prepared by: Beatrice R. Allen and Mary Hollis Barnes

Date: May 27, 1994

#### MISCELLANEOUS OPINIONS, 1953

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Accession information: Transfered from the State Records Center on

February 19, 1993.

Schedule Reference: R.S. No. 2356, (MARS 23.6)

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Finding Aid prepared by: Cathy Brown

Date: July 11, 1996

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Accession Information: Transferred from the agency to the State Records Center, 7 May 1970;

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Schedule Reference: RS No. 2353

Arrangement: Chronological, then alphabetical by agency. Processed by: Laurie Edgerton and Mary Hollis Barnes

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Date: 5 April 2001

Correspondence, attorney general's opinions, and attorney general's "no opinion" correspondence with state agencies. The opinions provide written interpretations of the law as well as listing procedures for the agencies to follow. The original requests for an opinion are attached to the opinions when applicable. (All official opinions have been published by the office in NORTH CAROLINA ATTORNEY GENERAL REPORTS and are either printed in abstract or full-text form).

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Finding Aid revised by: Mary Hollis Barnes

Date revised: August 10, 1994

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Correspondence, attorney general's opinions, and attorney general's "no opinion" correspondence with state agencies. The opinions provide written interpretations of the law as well as listing procedures for agencies to follow. The original requests for an opinion are attached to the opinions when applicable. (All official opinions have been published by the office in NORTH CAROLINA ATTORNEY GENERAL REPORTS and are either printed in abstract or full-text form).

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417	State Auditor, Dept. of State Banking Dept. State Bar State Highway Commission State Library State Personnel Dept. State Ports Authority State Treasurer, Dept. of Universities and Colleges Appalachian State University East Carolina University NC State University Pembroke State University Pembroke State University University of North Carolina-Chapel Hill Western Carolina University Winston-Salem State University Watchmaking and Repairing, Board of Examiners in Water and Resources, Dept. of Water Treatment Facility Operators Certification Board Wildlife Resources Commission Zoological Authority
418	State Agency Opinions and Correspondence, 1972 Administration, Dept. of Budget Division General Property Control and Construction Division Purchase and Contract Division Administrative Office of the Courts Aging, Governor's Coordinating Council on Agriculture, Dept. of Alcoholic Control, Board of Architecture, Board of Art, Culture and History, Dept. of

#### Box No.

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418 (cont.)

State Agency Opinions and Correspondence, 1972 (cont.)

Arts, NC School of the Attorney General, Office of Barber Examiners, Board of Blind, Commission for the

Burial Associations and Perpetual Care Cemeteries

Commerce, Dept. of

Contractors, Licensing Board for

Correction, Dept. of Cosmetic Arts, Board of Day Care Licensing Board Dental Examiners, Board of

Drug Authority

Education, State Board of Education Assistance Authority

Elections, State Board of

Electrical Contractors, Board of Examiners

Embalmers, State Board of

**Employment Security Commission** 

Governor, Office of Health, State Board of

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Hearing Aid Dealers and Fitters Board

Higher Education, Board of Human Resources, Dept. of Institute of Government Insurance, Dept. of

Investigation, State Bureau of Legislative Research Commission

Licensing Boards Reports Lieutenant Governor, Office of Medical Care Commission

Medical Examiners, Board of

Mental Health, Dept. of

Mental Retardation, Council on Military and Veterans' Affairs, Dept. of

Motor Vehicles, Dept. of State Highway Patrol

Natural and Economic Resources, Dept. of

Box No.	Contents
420	State Agency Opinions and Correspondence, 1972 (cont.)  Nursing, Board of Pesticide Board Pharmacy, Board of Physical Therapy, State Examining Committee of Plumbing and Heating Contractors, State Board of
	Examiners of
	Practicing Psychologists, State Board Examiners of
	Probation Commission Professional Engineers and Land Surveyors, Board of Registration for
	Public Instruction, Dept. of
	Real Estate Licensing Board
	Retirement Systems
421	Retirement Systems (cont.)
	Revenue, Dept. of
	Franchise Taxes
	Gasoline Taxes
	Income Taxes
	Inheritance Taxes
	Sales and Use Taxes
	Secretary of State, Office of
	Social Rehabilitation and Control, Dept. of
	Social Services, Dept. of
422	State Auditor, Dept. of
	State Banking Dept.
	State Bar
	State Employees Credit Union
	State Hospitals and Institutions
	School for the Deaf-Morganton
	State Library
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422 (cont.)

State Agency Opinions and Correspondence, 1972 (cont.)

Universities and Colleges

Appalachian State University East Carolina University NC State University Pembroke State University

University of North Carolina-Chapel Hill University of North Carolina-Greensboro University of North Carolina-Wilmington

Western Carolina University Water and Air Resources, Office of Wildlife Resources Commission Zoological Authority

### General File, Non-Opinions, 1957 - 1959

Accession information: Transferred from the State Records Center April 11, 1963 Schedule reference: page 4, G and 5, K Arrangement: alphabetical by correspondent Finding Aid prepared by: Maurice S. Toler Date: April 24, 1963

Correspondence relating to various questions of law in which the Attorney General did not render an opinion.

<pre>Non-Opinions, A - C, 1957 Non-Opinions, D - I, 1957 Non-Opinions, J - Mc, 1957 Non-Opinions, N - S, 1957 Non-Opinions, T - Z, 1957 Non-Opinions, A - C, 1958 Non-Opinions, D - H, 1958</pre>	
<ul> <li>Non-Opinions, J - Mc, 1957</li> <li>Non-Opinions, N - S, 1957</li> <li>Non-Opinions, T - Z, 1957</li> <li>Non-Opinions, A - C, 1958</li> </ul>	
<ul> <li>Non-Opinions, N - S, 1957</li> <li>Non-Opinions, T - Z, 1957</li> <li>Non-Opinions, A - C, 1958</li> </ul>	
<ul> <li>Non-Opinions, T - Z, 1957</li> <li>Non-Opinions, A - C, 1958</li> </ul>	
6 Non-Opinions, A - C, 1958	
7 Non-Opinions, D - H, 1958	
8 Non-Opinions, I - M, 1958	
9 Non-Opinions, Mc - S, 1958	
10 Non-Opinions, T - Z, 1958	
11 Non-Opinions, A - D, 1959	
12 Non-Opinions, 1959, E - I	
13 Non-Opinions, J - Mc, 1959	
14 Non-Opinions, N - S, 1959	
15 Non-Opinions, T - Z, 1959	
Non-Opinions (Pending Material), A - E, 1936 - 1961	
Non-Opinions (Pending Material), F - Insurance, 1936 - 196	1
Non-Opinions (Pending Material), Ivy - Na, 1936 - 1961	
Non-Opinions (Pending Material), Ne - S, 1936 - 1961	
20 Non-Opinions (Pending Material), T - W, 1936 - 1961	

#### General File, Schools, Elections, and etc., 1923 - 1952

Accession information: Transferred from the State Records Center April 11, 1963 Schedule reference: page 5, M

Arrangement: Mixed

Finding Aid prepared by: Maurice S. Toler

Date: April 24, 1963

Correspondence and other material relating to questions of law which pertain to schools, elections, and other miscellaneous subjects.

#### Box No. Contents

- 1 Fayetteville Celebration, 1939
  - Armory Site, 120th Infantry, Raleigh, 1936

State Institutions, 1934 - 1935

Lynching of Roosevelt Ward, Negro, Franklin County, 1935

Atlantic Joint Stock Land Bank vs. Board of Commissioners of Wake County, 1923 - 1935

Scotland Neck Bank, 1934

Emergency changes in the North Carolina Interstate Commerce Commission, 1933

Wine Act, 1935

Taxation of Reconstruction Finance Corporation's Stock in Banks, 1934

National Recovery Administration, 1934

Compensation Insurance rates, 1932 - 1933

Miscellaneous receipts, 1927 - 1935

Taxability of Annuities under the 1935 Machinery Act, 1935

State Hospital, Raleigh - Accounts and Collections, 1932 - 1934

Correspondence referring to schools, 1946 - 1952

- 2 Correspondence referring to schools, 1933 1945
- 3 Correspondence referring to schools, 1931 1933

State bonds of 1869 invalid, 1939; Sheriffs' terms of office, 1938

State Board of Education, 1933 - 1939

Textbooks, 1933 - 1945

Investigation into the death of Phillip Winslow, N.C. State student, 1938

- 4 Correspondence referring to elections and election laws, 1928 1948
- 5 Correspondence referring to elections and election laws, 1932 1952
  Building to house Unemployment Compensation Commission, 1938

Ashe County Sheriff's salary, 1931 - 1932

Claim of Robert C. Boyd, Sr., Richmond County, 1935 - 1939

Zoning Statutes, 1938

Study of property tax, 1930 - 1933

#### General File, Schools, Elections, and etc., 1923 - 1952

(Accessioned June 10, 1965)

#### Box No. Contents

A study of inheritance tax, 1927 - 1931

Economic questions and conditions, 1931 - 1934

Federal taxes, 1932

Revenue Act of 1931, 1931

A study of income tax, 1933 - 1934

A study of sales tax, 1933

Process tax, 1927 - 1931

Beer legislation, 1933

Workmen's compensation, 1929

Form letters to Clerks of Superior Court requesting information containing county courts and court officials, 1929-1930

#### PRISON FILES, 1948-1960.

Accession information: Transferred from State Records Center; accessioned 30 December 1970.

Schedule reference: Page 11, item 5.

Arrangement: Alphabetical and other (see below).

Finding Aid prepared by: Ann E. Ripple.

Date: 25 January 1971.

The folders which are labeled alphabetically contain correspondence with the attorney general from prisoners and/or their lawyers concerning their rights.

These records were weeded at the State Records Center prior to transfer to the Archives.

Box No.	Contents
1	Prisoner Correspondence A-C
2	Prisoner Correspondence (cont'd) D-H
3	Prisoner Correspondence (cont'd) I-M
4	Prisoner Correspondence (cont'd) N-S
5	Prisoner Correspondence (cont'd) T-Z
6	Summary of Crimes Most Frequently Committed by Punishment, Grade, and Statute, July 1, 1951 General Notes on Problems and Procedures Involving Commitment of Criminal Defendants to Prison Custody, May 15, 1954 Miscellaneous Opinions—Prison Prison Department—Investigations Federal Authorities Forsyth County—Special Power Prison Opinions—1955—1960
7	Penalty on Wheat Harvested on Rowan Prison Farm1954-1955 N. C. Hahn vs. Caldwell County Prison Camp Misappropriation of FundsPrison Camp #107 Prison FilesAdministration Camp Polk Prison Farm Extradition Correspondence Prison OpinionsSale of Prison-Made Goods New York Extradition Papers

#### ESCHEATS LEDGER AND STATE HOSPITALS COLLECTION LEDGER, 1926-1964

Accession information: Transferred from the State Records Center on February 27, 1973, and accessioned by the Archives on March 26, 1973. Schedule reference: None.

Arrangement: See description of contents below.

Finding Aid prepared by: Dick Lankford, Jr.

Date: December 6, 1973.

Mr. Raymond C. Maxwell served for many years as the executive secretary of the State Board of Elections, retiring on December 31, 1964. During the time of his tenure, the position of executive secretary was not a full-time job. Therefore, Mr. Maxwell served as an assistant attorney general collecting support payments for care given patients in state mental hospitals. Mr. Maxwell also served as an assistant attorney general handling escheats for the Consolidated University of North Carolina. These two positions were personal and had no connection with his duties as executive secretary of the State Board of Elections. The arrangement allowed Mr. Maxwell to have full-time employment and was terminated upon his retirement.

This volume is a combination of ledgers reflecting the financial dealings of Mr. Maxwell in carrying out the above mentioned duties. The volume contains a record of escheats handled for the university; an account of state hospital collections and investigations of the estates of deceased patients. There are also ledger entries for travel expenses incurred in performing these functions.

#### Volume No. Contents

Escheats Ledger and State Hospitals Collection Ledger, 1926-1964

#### ESCHEATS FILE, 1932-1964

Accession information: Transferred from the State Records Center on February 27, 1973, and accessioned by the Archives on March 26, 1973. Schedule reference: Inventories of State Agencies, State Board of Elections, page 5, item 23.

Arrangement: See description of contents below.

Finding Aid prepared by: Dick Lankford, Jr.

Date: January 8, 1974.

Mr. Raymond C. Maxwell served for many years as the executive secretary of the State Board of Elections, retiring on December 31, 1964. During the time of his tenure, the position of executive secretary was not a full-time job. Therefore, Mr. Maxwell was allowed to serve as a special assistant handling escheats for the University of North Carolina. This position was a personal one and had no connection with his official duties as executive secretary of the State Board of Elections. The arrangement allowed Mr. Maxwell to have full-time employment and terminated upon his retirement.

These records reflect the work of Mr. Maxwell as special assistant handling escheats for the university.

#### Box No. Contents

- General Correspondence [January 3, 1937 to March 6, 1962],
  n.d.
  - Audit of Patients' Fund State Hospital, Raleigh, November 30, 1937

Escheats Rulings of the Attorney General [1935-1961], n.d. Legislation Relating to Escheats [1947-1961]

Miscellaneous Escheats File [1946-1964]

Reports on Field Work, June 3, 1939 to August 3, 1940 Travel Reports [1937-1941]

2 Escheats File - Open

Re: Will Tom Leslie, deceased, Mecklenburg County, 1960-1964

Re: Estate of Henry Hanes, New Hanover County, 1962-1963

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2 (cont'd)	Escheats Re: Re:	File - Open (cont'd) New Jersey v. Sun Oil Company, 1962-1963 University of North Carolina at Greensboro and City of Greensboro Water Deposit Escheats, Guilford County, 1960-1961
	Escheats	File - Closed
	Re:	Estate of Cora M. Thompson, Guilford County, 1963- 1964
	Re:	Drake, et al. v. University of North Carolina, Lenoir County [1958-1964]
	Re:	Estate of Thomas Mackey, Washington County, 1961-1963
	Re:	University of North Carolina v. Unknown Heirs of Patrick Hawks, Pender County [1949-1963]
	Re:	Lula Mae Faulks, Inmate of Umstead Hospital [1959-1961]
	Re:	Thickety Community Park, Haywood County, 1961
	Re:	Pee Dee Electric Company "capital credits," Anson County, 1960
	Re:	University of North Carolina v. R. J. Reynolds Tobacco Company [1956-1960]
3	Escheats	File - Closed (cont'd)
	Re:	
	Re:	Unclaimed Bonds, City of Hickory, Catawba County, 1958-1959
	Re:	Estate of Sam A. Williams, Lincoln County, 1957-1959
	Re:	Estate of Dock Smith, Edgecombe County [1955-1959]
	Re:	Petition of the North Carolina Wildlife Resources Commission for Condemnation of 200 Acres of Land in Hyde County, 1958
	Re:	Estate of Bettye Stein, New Hanover County, 1956- 1958
	Re:	Estate of Frank C. U. Lawrence, Carteret County, 1956-1957

Box No.	Contents	
3	Escheats	File - Closed (cont'd)
(cont'd)	Re:	Estate of J. T. Mears, Halifax County, 1956-1957
	Re:	Escheat of Mineral Rights, Madison County, 1956- 1957
	Re:	\$25,000 Imperial Russian Government Bonds, 1956
	Re:	Lafayette Motor Sales, Inc., Cumberland County, 1956
	Re:	Palmetto Island Company Property, New Hanover County, 1955-1956
	Re:	Estate of Vick Horne, Robeson County, 1955
	Re:	University of North Carolina v. Joseph B. Cheshire, Jr., Administrator of William Brown's Estate, Wake County, 1953-1955
	Re:	Trustees of Lincoln Lodge No. 137 AF and AM, Lincoln County, 1955
	Re:	W. P. Price and A. T. McRary Land, Caldwell County, 1955
	Re:	Earl Davis and Jenny Bell Estate, Harkers Island, 1954-1955
	Re:	Atlantic Beach, Money Island Property, Carteret County, 1954
	Re:	Alice E. McLaughlin and J. M. King, et als., Guilford County, 1953-1954
4	Escheats	File - Closed (cont'd)
	Re:	DeWitt Allen Green v. Farmers Trust Bank, University of North Carolina, et als., Halifax County [1949-1954]
	Re:	Estate of George C. Power, Forsyth County, 1953-1954
	Re:	Estate of Julian Scott, Onslow County [1945-1954]
	Re:	Yandle Receivership File, Mecklenburg County, 1952
	Re:	University of North Carolina v. Unknown Heirs of Theresa B. Fulford, Craven County, 1950-1952
	Re:	Estate of Lilly Norris Worthy, Cumberland County, [1932-1952]

Box No.	Contents	
4	Escheats	File - Closed (cont'd)
(cont'd)	Re:	Estate of J. I. Avery, Henderson County, 1951-1952
	Re:	Public Library Building in Rutherford College, Burke County, 1951-1952
	Re:	Estate of John Ward, Missing Person, Henderson County, 1951-1952
	Re:	Estate of Will Smith, Catawba County [1949-1951]
	Re:	Negro State Normal School, Washington County, 1949-1950
	Re:	Estate of Sarah C. Dailey, Polk County, 1948-1950
	Re:	Property of Henry Lloyd Field, Orange County, 1950
	Re:	University of North Carolina v. Unknown Heirs of Susan Medley, Edgecombe County [1937-1950]
	Re:	Estate of J. W. Porter, Halifax County [1946-1949]
	Re:	Spanish-American War Relief Fund, 1949
5	Escheats	File - Closed (cont'd)
	Re:	Mrs. L. A. Brown's Land in Pinebluff, Moore County, 1948
	Re:	Two Hundred Acres of Land in Johns River Township, Caldwell County, 1948
	Re:	Littleton Tobacco Warehouse, Halifax County, 1947-1948
	Re:	Lop Property, Anson County, 1948
	Re:	University of North Carolina v. Unknown Heirs of Joseph Futch, New Hanover County [1946-1948]
	Re:	University of North Carolina v. E. D. Guerrant, Trustee, American Island Mission, Caldwell County, 1947-1948
	Re:	Progressive Loan and Building Association, New Hanover County, 1948
	Re:	H. H. Williams' Land, Gates County, 1948
	Re:	Estate of Horace Clemons, Iredell County, 1946-1947
	Re:	University of North Carolina v. Levi Packard and
		the Unknown Heirs of Donald M. Steffee, Moore
		County, 1946-1947

Box No.	Contents	
5	Escheats	File - Closed (cont'd)
(cont'd)	Re:	W. F. Alberty, Administrator, v. University of
		North Carolina, Surry County, 1946
	Re:	Estate of W. P. Duncan, New Hanover County, 1946
	Re:	Estate of Volney Elvington, Brunswick County,
		1945-1946
	Re:	High Point Realty Investment Company's Property,
		Guilford County [1943-1946]
	Re:	University of North Carolina v. the Unknown Heirs
		of Jacob Lowery, New Hanover County, 1944-1946
	Re:	University of North Carolina v. George Phillip,
		et al., Lenoir County, 1945-1946
	Re:	Estate of Alexander Tillet, Washington County,
		1945–1946
	Re:	Unclaimed Funds in Custody of the Clerk of Superior
		Court, Lee County, 1946
	Re:	United States Marine Base Property, Onslow County, 1946
	Re:	Estate of Eugene Blackwell, Johnston County, 1944-
		1945
	Re:	Unclaimed Deposits of the Mechanics Savings Bank,
		Wake County, 1939
	Re:	University of North Carolina v. Delta Sigma Phi
		House Company, Orange County, n.d.

#### The State Bureau of Investigation

#### Investigations into Subversive Organizations

Ascession Information: Received from the SBI and ascessioned

21 March 1977

Schedule Reference: 41 - OPN - 12

Arrangement: See description below.

Finding Aid Prepared By: Elna G. Grissom

Date: 20 February 1985

#### Box no. Contents

Ku Klux Klan

#### A. National Organization

- Newsletters, 1967 1970, broken series
  -includes newsletters to "Security Guards,"
  and from the Defense Fund
- Intelligence Reports, 1967 1969, broken series
- Descriptive Literature includes:
  - a. Constitution and Laws
  - b. Oath of Allegiance
  - c. Principles of the U.S. Klans
  - d. The Practice of Klanishness
  - e. The Seven Symbols of the Klan
  - f. An Introduction to the UKA
  - g. The Secret Signs and Symbols of the Klan
  - h. Kloran Klan In Action Constitution
- 4. The Klansman's Manual, undated
- The Fiery Cross, magazine, 1967 1970 and undated, broken series
- 6. Newspapers
  - a. The Fiery Cross, undated
  - b. The Clansman, undated
  - c. The Free American, Feb/Mar 1966

box no.				Contents
1	I.	Ku	Klux	Klan
		В.	Loca	l and State Groups
			2. 3. 4. 5.	Newsletters. 1966 - 1971, broken series Recruitment efforts, blank applications Rally announcements. 1957,1965,1967 - 1969, and undated Broadsides, leaflets, posters, etc. Threat letters, undated Monthly report forms
2		С.	Out	of State Literature
		D.	Misc	cellaneous Items
			3. 4.	Various newspapers. 1965 - 1967 Various publications and articles a. Nightriders, undated b. "The KKK in its Present Phase," 1958 c. Report on the Ku Klux Klan, undated d. "Portrait of a Klansman," from Saturday Evening Post, 1966 e. Interview with Robert Shelton, from Playboy, undated Rev. James Cole For Governor (S.C.) Governor Hodges on the KKK, 30 January 1958 Other miscellaneous Newspaper clippings, various dates
3	ı.	D.	6.	Newspaper clippings, various dates, continued
4	II.		erican	n Nazi Party (National Socialist White People's
		Α.	News	sletters

 National Socialist White People's Party, 1968- 1969, broken series

American Nazi Party, undated
 The Attack, 1968,1969,1970, broken series

#### Box no.

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#### II. American Nazi Party

- B. Publications
  - 1. Stormtrooper magazine, undated, 1963
  - 2. White Power, undated
- C. Various leaflets, mailers, promotional literature, undated

#### III. Communist Party

#### A. Communist Activities

- Report by House Committee on Un-American Activities on "Communist Origin and Manipulation of Viet Nam Week," 1967
- J. Edgar Hoover on the 18th National Convention of the Communist Party, USA, 1966
- Congressional Record, various articles, 1966, broken series

#### B. Anti-Communist Activities

- 1. John Birch Society
  - a. "What's Wrong with the Birch Socity?", undated
  - b. Broadsides, 1967, 1972
  - c. Newsletter, 20 May 1969
  - d. "Why Join the John Birch Society?", undated
  - e. Miscellaneous
- 2. Other Groups/Activities
  - a. "Communism," by William Sullivan,29 September 1949
  - b. <u>Behind Communism</u>, by Frank L. Britton, undated
  - c. The Wackenhut Security Review, 1968, broken series
  - d. Common Sense, 1956, 1957, broken series

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#### IV. Other White Right Groups

- A. National States Rights Party
  - Rally advertisements, undated
  - 2. The Thunderbolt, 1965-1969, broken series

#### B. Others

- 1. Southern States Industrial Council
- 2. Americans for National Security
- 3. Citizens Councils of America
- 4. International Platform Association
- 5. San Diego Patriotic Society
- 6. Lenoir Fellowship Club

#### C. Miscellaneous Publications

- The Augusta Courier, 1957, 1966, broken series
- Right, December 1957
- 3. Freedom's Voice, undated
- Truth Magazine, undated
- The White Sentinel, 1957, 1958, broken series

#### D. Other Groups

1. Various posters, pamphlets, leaflets.

#### Youth Unrest V.

#### A. Campus Protests

- 1. Students for a Democratic Society (SDS)
  - a. Publications

includes:

"U.S. 1967: High Tide of Black Resistance" "Liberation Will Come from a Black Thing" "Columbia"

b. J. Edgar Hoover: The SDS and the High Schools, 1970, and Modern-Day Campus Attilas, or the SDS in Action, 1970

- c. Barron's, "Ten Days in April", 11 March 1968
- d. New Left Notes, 29 April 1966
- e. Miscellaneous

#### Box no.

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#### V. Youth Unrest

#### A. Campus Protests

- 2. Southern Student Organizing Committee
  - a. Publications
    - 1. "Hershey Tells It Like It Is", undated
    - . The Phoenix, 1968, 1969, broken series
    - 3. SSOC Handbook, Spring 1969
  - b. On "Women's Liberation"
    - 1. "Women's Liberation Bibliography", 1969
    - "Toward a Female Liberation Movement", 1969
    - "Freedom for Movement Girls Now," 1969
  - c. Literature List
  - d. Miscellaneous pamphlets, leaflets
- Other Groups
  - a. Young Americans for Freedom
  - b. Appalachian Student Press
  - c. Chapel Hill Revolutionary Movement
  - d. Others

#### 5

#### V. B. Peace Movement

- 1. American Friends Service Committee
  - a. Pamphlets. Includes:
    - 1.) "Vietnam 1969"
    - 2.) "To the Gallant Black Men Now Dead," 1966
    - "Alternatives to Military Service," undated.
    - 4.) The Draft Law and Your Choices," 1968
  - b. Other Publications. Includes:
    - 1.) "War Making by Machine,"1971
    - "The Power of the Pentagon," Eugene McCarthy, 1968
    - "A Considered Comment on Selective Service," 1966
- 2. Another Mother For Peace
  - a. Miscellaneous publications, 1970

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#### V. B. Peace Movement (con't)

- New Mobilization Committee to End the War in Viet Nam
  - a. Rally posters, undated and 1969
  - b. Petition, undated
  - c. Program for Washington Protest, 1969
  - d. New Mobilizer, 1969
- 4. War Resister's League
  - a. Newsletter, 1969
  - b. Publications
    - "What is the War Resister's League?" undated.
    - 2.) "What Can I Do to End this War?", 1972 (?)
    - 3.) "Uptight with the Draft," undated

#### 5. Other Organizations

- Central Committee for Conscientious Objectors
- b. Charlotte Draft Counseling Service
- c. Fellowship of Reconciliation
- d. Nat Turner Brigade
- e. Movement for Non-Violent Revolution
- f. North Carolina Resistance
- g. Peacemakers
- h. VietNam Moratorium Committee

#### 6. Miscellaneous Publications

- a. American Report
- b. Bragg Briefs
- c. Liberation
- d. The Militant
- e. National Guardian
- f. The Paper
- 7. Miscellaneous pamphlets, leaflets, etc.

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#### VI. Civil Rights Groups

#### A. Black Youth

- 1. Student Organization for Black Unity (SOBU)
  - a. Memos, newsletters, news releases, 1969 - 1971 and undated, broken series
  - b. Resolution, Conference of May 1969
  - c. Proposals, December 1969
  - d. Fact Sheet, 1969
  - e. Minutes of Meeting of Area Coordinators, 1970
  - f. List of Workshops and Discussion Groups, undated
  - g. Spring Conference Agenda (1970?)
  - h. Spring Agenda, 1971
  - i. Various publications, 1971

#### 2. Malcolm X Liberation University

- a. Formation
  - 1) Memos 1969,1970, broken series
  - 2) Description, various dates
- b. Position paper, undated
- c. Seminar of Pan Africanists, 1970
- d. Seminar pamphlet, "Improvised Incendiaries," undated
- e. SBI memo on Investigations, 1969
- f. Various publications, 1970, undated

#### 3. Other Groups

- a. Students to Oppose Police Brutality
- b. Organization of Concerned Dudley Students
- c. Organization for Black Unity
- d. Pan African Students Organization in the Americas, Inc.

#### 4. Miscellaneous publications

- a. Campus Echo, 1971
- b. The Pan African, 1969
- c. The protean/Radish, undated
- d. Youth Movement, 1969

#### Box no.

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#### VI. Civil Rights Groups

- Black Panther Party
  - The Black Panther newspaper, broken series
  - 2. Miscellaneous publications
- C. Southern Christian Leadership Conference
  - 1. Open Letter to Students, 1969
  - 2. Soul Force, 1969
  - 3. Miscellaneous posters, pamphlets, etc.
- D. Other Groups
  - 1. Miscellaneous posters, leaflets, etc.
  - 2. Miscellaneous publications
    - a. The Crusader, 1967 1969, broken series
    - b. Listen, Brother, undated
    - c. Harumbe, 1969
    - d. others
  - Miscellaneous

#### VII. White Left Groups

- A. Publications
  - 1. The Southern Patriot, 1969
  - Young Worker, 1972
     New America, 1966

  - 4. "The Triple Revolution", undated
  - 5. "Radical's Guide to Grand Juries," 1971
  - Others
- B. Miscellaneous

#### Includes:

- 1. White Power rally poster, undated
- 2. "The Faith of Free Men," J. Edgar Hoover

### VIII Segregation Questionnaires

BOX NO.	CONTENTS
1	Segregation Questionnaires, 1954
2	Segregation Questionnaires, 1954
3	Paper on segregation, prepared by Assistant Attorney General I. Beverly Lake, 1953

### CHECKLIST

Accession added March 12, 1957

#### Location:

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	IX. Tape Recordings of Special Session of the Legislature, July, 1956
1 2 3	Reels #1 - #14 Reels #15 - #28 Reels #29 - #38 Speech by Senator Byrd, January 3, 1956

### CHECKLIST

### Accession added on March 12, 1957

#### Location:

S.R.	CONTENTS
	X. Sound Recordings
370	Dr. G. Mac Laren, January 3, 1956, on State Referendum
371	Dr. Dabney S. Lancaster, January 4, 1956, on State Referendum
372	Dr. Charles Smith, January 5, 1956, on State Referendum
373	John S. Battle, January 7, 1956, on State Referendum Colgate W. Darden, Jr., January 7, 1956, on State Referendum